IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

MONDAY, THE 19TH NOVEMBER 2007 / 28TH KARTHIKA 1929

WP(C).No. 34142 of 2007(M)

PETITIONER:

ANANTHAKRISHNAN.P.
DEPUTY REGISTRAR (ADMINISTRATION)
OFFICE OF THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES KANNUR, RESIDING AT PARAMBAN HOUSE NEAR KANIYIL PALAM, CHALAD, KANNUR-14.

BY ADV. SRI.M.SASINDRAN
SRI.TOJAN J. VATHIKULAM

RESPONDENTS:

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1. STATE OF KERALA REPRESENTED BY
SECRETARY TO GOVT, DEPARTMENT OF CO-OPERATION
SECRETARIAT, THIRUVANANTHAPURAM.

2. THE REGISTRAR OF CO-OPERATIVE SOCIETIES
THIRUVANANTHAPURAM.

BY GOVT.PLEADER SRI.BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V. GIRI ,J.

WP(C).NO. 34142 of 2007

Dated this the 19th day of November, 2007

JUDGMENT

The petitioner, who is a Deputy Registrar (Admn.) in the Co-operative Department, is due to retire on 30.11.2007. He contends that there are 12 vacancies of Joint Registrars and that he is the next incumbent entitled to be promoted to the post of Joint Registrar, based on the seniority in the department though the said post is a selection post. Departmental Promotion Committee has not been convened and the select list has not been published. In the circumstances, the vacancies could be filled up only by promotion. Petitioner refers to Exts.P3 and P4 circulars, which enables the department to give provisional promotion, even in the absence of a select list, where the incumbents are due to retire within a period of six months. Petitioner's grievance is contained in Ext.P2 representation.

2. Taking note of the fact that the petitioner is due to retire on 30.11.2007, the writ petition is disposed of directing the first respondent to take a decision on Ext.P2, as early as possible, at any rate, on or before 30.11.2007. The petitioner shall immediately produce a copy of this judgment before the first respondent.

V. GIRI, JUDGE

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